



State of Wisconsin

Livestock Facility Siting Review Board

Meeting Minutes

Livestock Facility Siting Review Board Meeting

11:00 AM

March 31, 2017

Department of Agriculture, Trade and Consumer Protection (DATCP)

Board Room, 2811 Agriculture Dr.

Madison, WI

CALL TO ORDER— Andy Johnson, LFSRB Chair

The meeting was called to order by Chairman Andy Johnson at 11:00 a.m. Johnson, Raymond Diederich, Lee Engelbrecht, Dr. Jerome Gaska, Scott Sand, Bob Selk, and Bob Topel were in attendance. Others present included Ben Brancel (DATCP Secretary), Cheryl Daniels (LFSRB Attorney), and DATCP Division of Agricultural Resource Management employees Richard Castelnuevo, Pat Schultz, and Chris Clayton.

Clayton confirmed that the meeting was publicly noticed as required.

Engelbrecht moved to approve the agenda as presented, Selk seconded, and the motion carried.

Diederich moved to approve the April 1, 2016 minutes as prepared, Selk seconded, and the motion carried.

Johnson reported that because he is retiring from Marathon County soon, he will resign from the Board. The Wisconsin Counties Association has recommended two individuals to Secretary Brancel to serve the remainder of Johnson's term. Lee Engelbrecht's term on the Board will end in May. The Wisconsin Towns Association has recommended to Secretary Brancel that he reappoint Engelbrecht for another term.

WELCOME – Ben Brancel, DATCP Secretary

Brancel thanked all members for their work and commitment to the Board's mission. He reported on the progress made by the department to revise ATCP 51. He stated that the department would seek comments from the Board on the draft rules once they are made available to the public. Brancel commended Johnson for his leadership on and generosity with the Board and presented Johnson with a certificate of recognition for eleven years of service.

ELECTION OF OFFICERS – Cheryl Daniels, Board Attorney

Engelbrecht moved to nominate Topel for Chairman, Selk seconded the motion. Selk moved to nominate Gaska for Vice-Chairman, Engelbrecht seconded the motion. Topel moved to nominate Selk for Secretary, Gaska seconded the motion. The nominations were closed, the Board voted to approve the slate of nominated officers, and the motions carried.

UPDATE ON LIVESTOCK SITING IN WISCONSIN – DATCP Staff

Clayton provided an update on the implementation of the siting law, including local ordinance adoptions and local permit issuances. The Board discussed recent adoptions of local siting ordinances in Bayfield County and Lafayette County, as well as interest shown by Calumet County in adopting a licensing ordinance. Also, the Board discussed the proposed moratorium on the permitting of livestock facilities in St. Croix County.

LOCAL IMPLEMENTATION ISSUES AND CHALLENGES – DATCP Staff

Clayton presented on a number of local implementation issues and challenges, including ensuring an adequate land base for spreading manure, and monitoring compliance and enforcement. Clayton reported on the following: some siting permits issued by local governments have placed conditions on producers in addition to the standards in the siting rule; and some local governments have sought other means, outside of their local siting ordinance, to place conditions on livestock operations to try to protect groundwater and public health.

IMPLICATIONS FOR SITING RULE – DATCP Staff

Castellnuovo provided an update on the no discharge standard for calf hutches and the implications for revising the siting rule.

Schultz provided an update on the federal no discharge standard for Vegetated Treatment Areas and the implications for revising the siting rule.

Clayton briefly spoke about plans for incorporating the new NRCS 590 nutrient management standard into ATCP 51, first, by revising the state's Soil and Water Resource Management rule, ATCP 50.

DEPARTMENT UPDATE ON SITING RULE – DATCP Staff

Clayton completed his presentation by sharing information about ATCP 51 rule making activities, including the agency's timetable for moving forward with the rule.

TENTATIVE BOARD SCHEDULE FOR 2017 MEETINGS

No meeting dates were set, although the Board agreed to focus on Fridays for future meeting dates. Also, the Board discussed the potential for future appeals.

ADJOURN

Diederich moved to adjourn the meeting, Selk seconded, and the meeting was adjourned at 1:04 p.m.

Bob Selk, Secretary

Date

Recorder: RC and CC